SEP 06 2006 By Ocket No.: 2038-282

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of

Masashi NAKASHITA

U.S. Patent Application No. 10/024,544

Group Art Unit: 3761

Filed: December 21, 2001

Examiner: REICHLE, KARIN M.

For:

BODY FLUID ABSORBENT WEARING ARTICLE

## NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

Mail Stop Appeal Brief - Patents Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicant(s) hereby appeal(s) to the Board of Appeals from the decision of the Primary Examiner finally rejecting claims 1, 4-15, 22-24, 26, 27 and 29-32.

Appeal Fee:\$500.00

	Not required (fee paid in prior appeal in this application)
$\boxtimes$	Credit Card Authorization form
	Charge to Deposit Account No. 07-1337.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 07-1337 and please credit any excess fees to such deposit account.

Respectfully submitted,

LOWE HAUPTMAN & BERNER, LLP

09/07/2006 JADDO1 0000099

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Benjamin /. Hauptman Registration No. 29,310

1700 Diagonal Road, Suite 300 Alexandria, Virginia 22314 (703) 684-1111 BJH/cjf (703) 518-5499 Facsimile Date: September 6, 2006